

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

Inline Connection Corporation,

Plaintiff,

v.

Verizon Internet Services, Inc., et al.,

Defendants.

Civil Action No. 05-866 (JJF)

**MOTION OF THE VERIZON DEFENDANTS
FOR SUMMARY JUDGMENT DISMISSING THIS ACTION
FOR LACK OF SUBJECT MATTER JURISDICTION**

COMES NOW the Verizon defendants,¹ by and through their counsel, and move the Court for entry of summary judgment in defendants' favor in the above-captioned action, pursuant to Rule 56 of the Federal Rules of Civil Procedure, for the reasons stated in the Verizon defendants' Opening Brief in support of this Motion.

WHEREFORE, the Verizon defendants respectfully request the Court to grant their Motion for Summary Judgment, to enter judgment in the Verizon defendants' favor and against the Plaintiff dismissing the above-captioned action with prejudice for lack of

¹ Verizon Internet Services, Inc., GTE.Net LLC, Verizon Services Corp., Telesector Resources Group, Inc., Verizon Corporate Services Group, Inc., Verizon Advanced Data, Inc., Verizon Avenue Corp., Verizon Delaware, Inc., and GTE Southwest, Inc. *d/b/a* Verizon Southwest.

subject matter jurisdiction, and to grant the Verizon defendants such other and further relief as is just and proper.

Respectfully submitted,

Dated: August 11, 2006

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ORDER

Whereas the Court, having considered the submissions and arguments of the parties,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the Verizon defendants' Motion for Summary Judgment Dismissing this Action for Lack of Subject Matter Jurisdiction is GRANTED for the reasons set forth in the Verizon defendants' moving papers.

JOSEPH J. FARNAN, JR.
United States District Court Judge

Date: _____

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of August, 2006 a true copy of the *Motion of the Verizon Defendants For Summary Judgment Dismissing This Action For Lack Of Subject Matter Jurisdiction*, was sent to plaintiff's counsel, in the manner indicated, upon:

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